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September 27, 2004

BY ELECTRONIC FILING

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 Twelfth Street, S.W.  
Washington, D.C. 20554

Re: In the Matter of Unbundled Access to Network Elements,  
WC Docket No. 04-313; Review of the Section 251  
Unbundling Obligations of Incumbent Local Exchange  
Carriers, CC Docket No. 01-338  
Access to Confidential Material – Supplemental Request

Dear Ms. Dortch:

Pursuant to the Protective Order<sup>1</sup> adopted in the above-referenced proceedings, MCI, Inc. ("MCI") submits the attached copies of the Acknowledgements of Confidentiality (Appendix B to the Order), in addition to those submitted by MCI on September 24, 2004, signed by the following, collectively referred to as "the signatories":

- Karen Reidy, Attorney, Regulatory Affairs, and Richard S. Whitt, Vice President, Public Policy/Federal Advocacy Department, of MCI; and
- James D. Webber, Senior Consultant, of QSI Consulting, Inc., outside consultant to MCI.

MCI seeks access by the signatories to confidential versions of documents filed by BellSouth, Qwest, SBC and Verizon in the above-referenced proceedings. All of the signatories fall within the "Permissible Disclosure" categories described in paragraph 5 of the Protective Order.

As stated in the attached certificate of service, counsel for each party has been served, via fax and overnight mail, with a copy of this letter and the executed Acknowledgements of Confidentiality.

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<sup>1</sup> *Unbundled Access to Network Elements*, Protective Order, 19 FCC Rcd 16292 at Appendix A (2004) ("Protective Order").

Due to the brief interval between the filing of comments and reply comments in this proceeding, MCI requests that this letter toll the five business day waiting period established in paragraph 8 of the Protective Order so that the signatories can have immediate access to the confidential material, if any, that the parties listed on the attached certificate of service may submit as part of their comments. Any delay in the signatories' ability to review such confidential material would prejudice MCI's ability to file timely reply comments.

In accordance with the Commission's rules, this letter is being provided to you for inclusion in the public record of the above-referenced proceeding.

Sincerely,

A handwritten signature in black ink, appearing to read "A. Renée Callahan". The signature is fluid and cursive, with a long horizontal stroke at the end.

A. Renée Callahan

Attachments – Acknowledgments of Confidentiality

cc: Attached Service List

## CERTIFICATE OF SERVICE

I, Ruth E. Holder, do hereby certify that on this 27<sup>th</sup> day of September, 2004, I caused to be served a true and correct copy of the foregoing letter and Acknowledgements of Confidentiality by overnight delivery and facsimile to the following:

### **BellSouth**

Jeffrey S. Linder  
Wiley Rein & Fielding LLP  
1776 K St., N.W.  
Washington, D.C. 20006  
Fax: 202-719-7049

Glenn T. Reynolds  
BellSouth Corporation  
1133 21st Street, N.W.  
Suite 900  
Washington, D.C. 20036-3351  
Fax: 202-463-4142

### **Qwest**

Samir Jain  
Wilmer Cutler Pickering Hale & Dorr LLP  
2445 M St. N.W.  
Washington, D.C. 20037  
Fax: 202-663-6363

Melissa Newman  
Qwest  
607 14th St., N.W.  
Suite 950  
Washington, D.C. 20005  
Fax: 202-293-0561

### **SBC**

Michael K. Kellogg  
Kellogg, Huber, Hanson, Todd & Evans,  
PLLC  
Sumner Square  
1615 M Street, NW  
Suite 400  
Washington, D.C. 20036  
Fax: 202-326-7999

David G. Cartwright  
SBC Telecommunications, Inc.  
1401 I St., N.W.  
Suite 1100  
Washington, D.C. 20005  
Fax: 202-408-4809

### **Verizon**

Michael K. Kellogg  
Kellogg, Huber, Hanson, Todd & Evans, PLLC  
Sumner Square  
1615 M Street, NW  
Suite 400  
Washington, D.C. 20036  
Fax: 202-326-7999

Dee May  
Verizon  
1300 I St., N.W.  
Suite 400 West  
Washington, D.C. 20006  
Fax: 202-336-7922

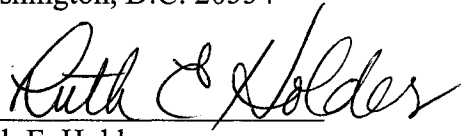
### **FCC**

Russell Hanser\*  
Wireline Competition Bureau  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, D.C. 20554

Jeremy Miller\*  
Assistant Division Chief  
Competition Policy Division  
Federal Communications Commission  
445 12th Street, S.W.  
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Janice Myles\*  
Wireline Competition Bureau  
Federal Communications Bureau  
445 12th Street, S.W.  
Washington, D.C. 20554

Gary Remondino\*  
Wireline Competition Bureau  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, D.C. 20554

  
Ruth E. Holder

\*via e-mail

## Federal Communications Commission

DA 04-2603

## APPENDIX B

Acknowledgment of Confidentiality

CC Docket No. 01-338 &amp; WC Docket No. 04-313

I hereby acknowledge that I have received and read a copy of the Protective Order in the above-captioned proceeding, and I understand it. I agree that I am bound by the Protective Order and that I shall not disclose or use Stamped Confidential Documents or Confidential Information except as allowed by the Protective Order. I acknowledge that a violation of the Protective Order is a violation of an order of the Federal Communications Commission.

Without limiting the foregoing, to the extent that I have any employment, affiliation or role with any person or entity other than a conventional private law firm (such as, but not limited to, a lobbying or public interest organization), I acknowledge specifically that my access to any information obtained as a result of the order is due solely to my capacity as Counsel or consultant to a party or other person described in paragraph 5 of the foregoing Protective Order and that I will not use such information in any other capacity nor will I disclose such information except as specifically provided in the Protective Order.

I hereby certify that I am not involved in "competitive decision-making" as that term is used in the definition of In-House Counsel in paragraph 2 of the Protective Order.

I acknowledge that it is my obligation to ensure that: (1) Stamped Confidential Documents and Confidential Information are used only as provided in the Protective Order; and (2) Stamped Confidential Documents are not duplicated except as specifically permitted by the terms of paragraph 10 of the Protective Order. I certify that I have verified that there are in place procedures, at my firm or office, to prevent unauthorized disclosure of Stamped Confidential Documents or Confidential Information.

Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Protective Order.

Executed at Washington, DC this 27<sup>th</sup> day of September, 2004

Karen Reidy  
[Name] Karen Reidy  
[Position] Attorney  
[Address] 1133 19th Street, NW  
[Telephone] WDC 20036  
202-736-6489

**Federal Communications Commission****DA 04-2603****APPENDIX B****Acknowledgment of Confidentiality****CC Docket No. 01-338 & WC Docket No. 04-313**

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Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Protective Order.

Executed at WASHINGTON DC this 27 day of Sept, 2004.

  
 [Name] RICHARD S. WHITE  
 [Position] VICE PRESIDENT  
Mei  
 [Address] 1133 14th St NW  
WASHINGTON DC 20036  
 [Telephone] 202 887 3845

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Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Protective Order.

Executed at Naperville, IL this 27<sup>th</sup> day of September, 2004.

[Name]

James O. Webster

[Position]

Senior Consultant, OSE Consulting

[Address]

4515 Burr Creek Lane, Naperville, IL 60564

[Telephone]

630.904.7876